

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

<b>Application Number</b>	09/881934	<b>Docket Number</b>	MIPS.0173-00-US
<b>Filed</b>	06/14/01	<b>Group Art Unit</b>	2188
<b>Examiner</b>	KEVIN L. ELLIS	<b>Customer No.</b>	23669
<b>Application Title</b>	METHOD AND APPARATUS FOR ALLOCATING AND DE-ALLOCATING CONSECUTIVE BLOCKS OF MEMORY IN BACKGROUND MEMORY MANAGEMENT		
<b>First Named Inventor</b>	ENRIQUE MUSOLL		

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### FACSIMILE COVER SHEET

**To:** Commissioner for Patents - Central Fax Number  
**Fax Number:** 571-273-8300

**From:** HUFFMAN PATENT GROUP, LLC  
**Fax Number:** (661) 460-1986

**Pages:** 8 (including this cover sheet)

Dear Sir:

Please accept the attached correspondence for the above-identified matter. I hereby certify under 37 CFR 1.8 that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on the date of signature shown below.

Respectfully submitted,  
HUFFMAN PATENT GROUP, LLC

/Richard K. Huffman/

By: \_\_\_\_\_

RICHARD K. HUFFMAN, P.E.  
Registration No. 41,082  
Tel: (719) 575-9998

08/24/2006

Date: \_\_\_\_\_

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

<b>Patent Number</b>	7076630	<b>Docket Number</b>	MIPS.0173-00-US
<b>Filed</b>	06/14/01	<b>Group Art Unit</b>	2188
<b>Examiner</b>	KEVIN L. ELLIS	<b>Customer No.</b>	23669
<b>Application Title</b>	METHOD AND APPARATUS FOR ALLOCATING AND DE-ALLOCATING CONSECUTIVE BLOCKS OF MEMORY IN BACKGROUND MEMORY MANAGEMENT		
<b>First Named Inventor</b>	ENRIQUE MUSOLL		

**PETITION UNDER 37 CFR 1.183**

**VIA FACSIMILE: 571-273-8300**

Mail Stop **PETITION**  
 Commissioner for Patents  
 PO Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

In response to the denial of the request for issuance of a Certificate of Correction, Applicant petitions the Commissioner to waive the rules and issue a Certificate of Correction for the above-noted patent in view of the following extraordinary situation:

On 04/11/2006, Applicant submitted the attached Issue Fee Transmittal via facsimile. However, what was faxed to the U.S. Patent Office was not a paper copy, but rather a scanned electronic copy in PDF format. The scanned Issue Fee Transmittal form was edited using Adobe Acrobat 7.0 Standard to provide the required information on the form. That is, the names of the patent attorneys, the name of the Assignee, and the residence of the assignee, along with signatory and transmittal information were input on the issue fee transmittal PDF using editing/commenting tools within Acrobat.

Subsequent to submitting the Issue Fee Transmittal via facsimile, it was discovered that although the aforementioned edits were present in the original PDF document when viewed on a computer monitor, they were NOT transmitted via facsimile when the document was printed to a fax driver. Acrobat allows a document to be printed with or without markups, via operator selection, and it is unknown at this time whether the proper print configuration was inadvertently selected by the undersigned at the time of transmission or whether a bug exists in the Acrobat program that caused the default "Documents and Markups" selection to be ignored. Thus, when the Issue Fee Transmittal was printed to the fax driver, the added notations were not transmitted. Since the US Patent Office replied that the fax had been received, we were not made aware of this error until the patent itself issued, and a routine review found that Attorney and Assignee information fields were blank. We have contacted Adobe to better understand this software "issue" and have furthermore implemented procedural changes to provide verification of images which have been faxed to the PTO via the method described above.

In the interests of justice, Applicant earnestly requests that the Commissioner waive the rules and issue a Certificate of Correction to correctly identify the attorneys/agents, assignee, and location of the assignee per the attached request for Certificate of Correction. Applicant notes that should

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Application No. 09/881934 (Docket: MIPS.0173-00-US)  
Petition under 37 CFR 1.183 dated 08/24/2006  
Reply to denial of Request for Certificate of Correction dated 08/17/2006

the Commissioner deny the request to issue the Certificate of Correction, third parties will not be made aware of the proper ownership of this patent, as is recorded at Reel/Frame 013653/0650.

Included herewith is a credit card payment form authorizing a charge of \$400 for the corresponding petition fee.

Respectfully submitted,  
**HUFFMAN PATENT GROUP, LLC**

*/Richard K. Huffman/*

By \_\_\_\_\_

**RICHARD K. HUFFMAN**  
Registration No. 41,082  
(719) 575-9998

*08/24/2006*

Date: \_\_\_\_\_

Attachments: Issue Fee Transmittal  
Certificate of Correction  
Communication denying request for certificate of correction

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AUG 24 2006

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
or Fax (571) 273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

23669 7590 01/12/2006

HUFFMAN LAW GROUP, P.C.  
1832 N. CASCADE AVE.  
COLORADO SPRINGS, CO 80907-7449

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

Richard K. Huffman	(Depositor's name)
/Richard K. Huffman/	(Signature)
04/11/2006	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/881,934	06/14/2001	Enrique Musoll	MIPS.0173-00-US	8879

TITLE OF INVENTION: METHOD AND APPARATUS FOR ALLOCATING AND DE-ALLOCATING CONSECUTIVE BLOCKS OF MEMORY IN BACKGROUND MEMORY MANAGEMENT

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	04/12/2006

EXAMINER	ART UNIT	CLASS-SUBCLASS
ELLIS, KEVIN L	2188	711-172000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47, Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,  
(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1 Donald R. Boys  
2 Richard K. Huffman  
3 James W. Huffman

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

MIPS Technologies, Inc.

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Mountain View, CA

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee  
☒ Publication Fee (No small entity discount permitted)  
☐ Advance Order - # of Copies \_\_\_\_\_

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.  
☒ Payment by credit card. Form PTO-2038 is attached.  
☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number \_\_\_\_\_ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature /Richard K. Huffman/

Date 04/11/2006

Typed or printed name Richard K. Huffman

Registration No. 41,082

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.